

(Sri D. Devaraj Urs)

effect that he was assaulted by Shri R. Melagiriappa and R. Hanumanthappa of Nyamathi Town in front of photo works and an injury was caused to his right leg. On this a case in Cr. No. 6/15 under Section 324, r/w 34 I.P.C., was registered and both the accused were arrested and released on bail. Investigation by the Sub-Inspector of Police has disclosed that Dr. Amarnath and the accused persons fought with hands on the public road when the Revenue Inspector was enquiring into a petition regarding improper distribution of sugar in the Fair Price shop at Nyamathi. The complainant Dr. Amarnath and the accused had indulged in arguments and later fought on the public road. Hence, a charge sheet under Section 10 IPC., has been filed in the Court of the J. M. F. C. Shikaripur and the same is pending trial in the Court of the Judicial Magistrate First Class. The case is sub-judice.

ಶ್ರೀ ಎಸ್. ಎಂ. ಶೀರನಾಥ ಚಂದ್ರಶೇಖರ್. ಸ್ವಾಮಿ, ಇದರಲ್ಲಿ ಎರಡು ವಿಷಯಗಳು ಅಡಗಿವೆ Section 160 IPC is a very mild Section. It is called as 'afray' ಡಾ. ಅಮರ್‌ನಾಥ್‌ಗೆ ಮೈಕ್ಕೆ ಜಜ್ಜಿ ಬಿಟ್ಟಿದ್ದಾರೆ. ನಂತರ 1 ತಿಂಗಳು 15 ದಿವಸ ಮೆಗ್ಗಾನ್ ಅನ್ವೇಷಣೆಯಲ್ಲಿದ್ದರೂ ಕೂಡ ಎಫ್.ಐ.ಆರ್. ಹಾಕುವುದನ್ನು ನಿರಾಸೆ ಮಾಡಿದ್ದಾರೆ, ಮತ್ತು ಸೆಕ್ಷನ್ ಹಾಕುವುದರಲ್ಲಿ ಕೂಡ ಬಹಳ ಮೈಲ್ಮೆ ಸೆಕ್ಷನ್ ಉಪಯೋಗಿಸಿದ್ದಾರೆ ಅದಾದರಿಂದ ಇದಕ್ಕೆ ಪ್ರಾಪರ ಎನ್‌ಕ್ವೈರಿ ಮಾಡಿಸುತ್ತಾರಾ?

SRI D. DEVARAJ URS.—If it were so mild they would not have been arrested at all.

(iii) re : Alleged murder of F. J. Lobo of Kolabe village, Mangalore.

SRI H. D. DEVE GOWDA (Holenarsipur).—I call the attention of the Hon. Chief Minister to the alleged murder of Frank Joseph Lobo of Kolabe village, Mangalore.

SRI D. DEVARAJ URS (Chief Minister).—I state as follows :

On 20-1-1975 Sri Julius Corea of Kolambe reported at Bajpe Police Station that the marriage of his cousin Stany Corea s/o Pascal Corea was celebrated that day and relatives and others had come to attend the same. Sri Franky Lobo (35 years) had attended the same with his wife and children on 19-1-1975. At about 11 P. M., while he (Sri Julius Corea) was heating water, he found Franky Lobo passing near by with a pot of water to answer calls of nature. He heard a sound of something falling into a pit. He along with others went and saw Franky Lobo fallen in a pit 15' deep (dry well) about 10 feet away from the shed constructed for preparing food. They took him out and he was alive but was not talking. They sent for a Doctor, who came and certified that Franky Lobo was dead. About 100 persons were present in the marriage house.

This was registered as Unnatural Death Report No. 7/75 and H. C. 112 proceeded to the spot and held inquest on 20-1-1975 between 8 A. M. and 9-30 A. M. No visible injuries were found on the body of the deceased. The Head Constable examined the wife of the deceased and 2 others. The wife of the deceased stated that the deceased, who had gone for answering calls of nature had accidentally fallen into the pit and that she went there on hearing the cries of other persons. Her husband was taken out of the pit (dry well) by using a ladder and he was unconscious. The Doctor who came there certified him dead. She also stated that the deceased had consumed liquor. All the witnesses corroborated this statement.

The body was subjected to P. M. examination on 20-1-1975 and no external injuries were found. The Medical Officer opined that death was due to come as a result of cerebral hæmorrhage, which may be caused by a fall.

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On 21-1-1975, when Sub-Inspector, Bajpe questioned the wife of the deceased, she gave a different version and stated that Stany Corea took the deceased at about 10.30 P.M. and she heard cries of her husband and when she went near, she found the doors and windows closed and later a Doctor was brought and her husband was dead and that she suspected foul play regarding his death.

On 31-1-1975, the wife of the deceased presented a petition to the Superintendent of Police, South Kanara where in she alleged that Stany Corea and 5 others (named therein) had taken the accused into a room and were assaulted by them, and he cried and fell on the ground and when she and others went in and later the doctor who was brought informed them that he was dead. The Circle Inspector, Mangalore Rural was directed to enquire into the same.

During the enquiry by the Circle Inspector, Mangalore, Rural the wife stated that the deceased was taken by the accused, that she heard his cries and found him dead and that the accused are responsible for her husband's death. She has said nothing about the motive.

The doctor who reached the spot first, has stated that when he went and examined the deceased he was dead. All the people who were present there told him that the deceased had accidentally fallen in a pit.

Thus in the enquiry made so far many of the witnesses have spoken to the fact that the deceased who had gone for answering calls of nature had accidentally fallen in a pit and died. But the wife of the deceased has given statements to the effect that the accused persons are responsible for his death; but no motive is indicated.

The Circle Inspector, Mangalore Rural is continuing investigation in the case.

ಶ್ರೀ ಹೆಚ್. ಡಿ ದೇವೇಗೌಡ :—ಸ್ವಾಮಿ, ನಾನು ತಮ್ಮಲ್ಲಿ ವಿನಂತಿ ಮಾಡಿಕೊಳ್ಳುವುದು ಏನು ಎಂದರೆ ಯಾರಾದರೂ ಒಬ್ಬ ಸೀನಿಯರ್ ಆಫೀಸರನ್ನು ಹಾಕಿ ಇದರ ಬಗ್ಗೆ ಪೂರ್ಣ ತನಿಖೆ ಮಾಡಿಸಬೇಕು, ಏಕೆಂದರೆ ಯಾರು, 5 ಜನರು ಅಕ್ಯೂಸ್ಡ್ ಇದ್ದಾರೆ ಅವರು ಈ ಮಾರ್ಡರ್‌ನಲ್ಲಿ ಇನ್‌ವಾಲ್ವ್ ಆಗಿದ್ದಾರೆ ಎಂದು ದೂರು ಬಂದಿದೆ. ನಾನು ಹೋದಾಗ ಎಲ್ಲಾ ವಿವರಣೆ ತಿಳಿದು ಕೊಂಡು ಇದರ ಬಗ್ಗೆ ಕಾಲಿಂಗ್ ಅಟೆನ್ಷನ್ ಕಳುಹಿಸಿದ್ದು. ಇದನ್ನು ನಿಷ್ಪಕ್ಷಪಾತವಾಗಿ ತನಿಖೆ ಮಾಡಿಸಿ ಯಾರು ಅಪರಾಧಿಗಳು ಎಂದು ಅವನ ಹೆಂಡತಿ ಹೇಳುತ್ತಿದ್ದಾಳೆ ಅದು ಸಾಬೀತು ಆಗಲಿ. ಆದುದರಿಂದ ಈ ಬಗ್ಗೆ ಕ್ರಮ ಜರುಗಿಸಲಿಕ್ಕೆ ಸರ್ಕಾರ ನಿರ್ಣಯ ತೆಗೆದುಕೊಳ್ಳುತ್ತದೆಯೇ ?

SRI D. DEVARAJ URS.—All right; I have no objection. If there is anything other than what has been reported, certainly the Government would like to know it. I have taken note of the suggestion made by the Hon. the Leader of the opposition.

STATEMENT OF DEMANDS FOR EXCESS GRANTS FOR 1969-70 PRESENTATION

SRI M. Y. GHORPADE (Minister for Finance and Housing) :—I present a Statement showing the Demands for Grants to cover expenditure incurred in excess of voted Grants and charge appropriation during 1969-70 Relating to the Financial year 1969-70 as required by article 205 (1)(b) of the Constitution of India.

MADAM SPEAKER.—The Statement is presented

BANGALORE DEVELOPMENT AUTHORITY BILL 1975 INTRODUCTION

SRI VEERAPPA MOILY (Minister of State for Small Scale Industries):—I move for leave to introduce the Bangalore Development Authority Bill, 1975.